

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

NEWPAGE WISCONSIN SYSTEM, INC. and
NPWSI RETIREE HEALTH PLAN f/k/a THE
SENA RETIREE HEALTH PLAN,

JUDGMENT IN A CIVIL CASE

Plaintiffs,

Case No. 10-cv-41-bbc

v.

UNITED STEEL, PAPER & FORESTRY,
RUBBER, MANUFACTURING, ENERGY,
ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION,
AFL-CIO/CLC, WILLIAM CLENDENNING,
LAWRENCE BIERSTAKER, BERNARD
ROUSE, and GARY DOLLEVOET,

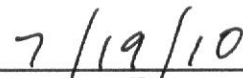
Defendants.

This action came for consideration before the court with District Judge Barbara B. Crabb presiding. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that judgment is entered dismissing plaintiffs NewPage Wisconsin System, Inc. and NPWSI Retiree Health Plan, f/k/a The Sena Retiree Health Plan's claim for declaratory relief under the Employee Retirement Income Security Act, 29 U.S.C. § 1132 for lack of subject matter jurisdiction. The court declines to exercise jurisdiction over plaintiffs' claim for declaratory relief under the Labor Management Relations Act, 29 U.S.C. § 185.



Peter Oppeneer, Clerk of Court



Date